

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

MAY 18 2006

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte DAVID BOTSTEIN, LUC DESNOYERS, NAPOLEONE FERRARA,
SHERMAN FONG, WEI-QIANG GAO, AUDREY GODDARD, AUSTIN L. GURNEY,
JAMES PAN, MARGARET ANN ROY, TIMOTHY A. STEWART, DANIEL TUMAS,
COLIN K. WATANABE and WILLIAM I. WOOD

Application No. 10/032,996

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

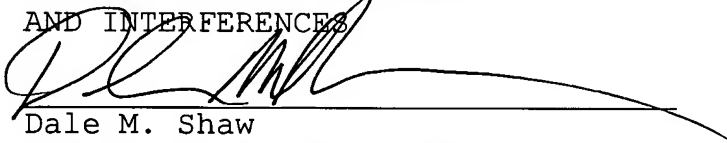
This application was electronically received at the Board of Patent Appeals and Interferences on February 23, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below.

On May 11, 2006, a facsimile was received at the Board of Patent Appeals and Interferences requesting that the two-month time period for response be re-set because an Examiner's Answer to the Appeal Brief was never received.

Accordingly, it is

ORDERED that the application is electronically returned to the Examiner 1) for consideration of the request to re-set the two-month time period; 2) written communication to appellants of such consideration; and 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
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A handwritten signature in dark ink, appearing to read 'D. M. Shaw', is written over a horizontal line.

Dale M. Shaw
Deputy Chief Appeal Administrator
(571) 272-9797

cc: KNOBBE, MARTENS, OLSON & BEAR, LLP
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